App 4

Previc erences 1947 Municipal File No 111-41.
ml·1 -35-12-2- -38-39, 47 Serial Nos 91, 92-, 124 156

Later nces

ENERAL AND REVENUE SECRETARIAT

Serial Nos 4

Part B for Nov 44

SUBJECT

Bye laws of the Shikaripur Mu
Levy of ground rent at the
rayasa's army Jatra grounds.

The Muzrai Commr
to Shimoga
Comptroller
L 44164 dated 6 11 44.
Sanctions

20/11

Serial No

Letter no M 3 C 2849/41-42 dated 14-4-42 from the Deputy Comr Shimoga Dist, requesting Sanction to the bye-laws framed by the Shikarpur Town M C for the levy of ground rent on Shops to be located in the municipal area of the said Town during the ~~festival~~ car festival of Sri Hucharayaswamy at the place

Page E

1) These bye-laws are framed under Section 46 (ff) of the Mysore Town Municipalities Act, 1933.

2) The required formalities have been observed

3) The bye-laws are intended for the levy of ground rent during on several classes of shops during Sri Hucharayaswamy Jatra at the place during 'Chaitra'

4) The Municipal Council may charge fees of the kind referred to in the Schedule appended to the draft bye-laws under clause (3) of Section 78 ~~(2)~~ of the Mysore Town Municipalities Act, 1933 But it would be better for the Govt to frame model bye-laws

NOTE—Contn Sheet

WD 04155—G1B—55 000—23 10 41

Bye-laws for the levy of ground rent-
in the Shikarpur Town Municipality—

6159 2
1L File No. of 1941 | General and Revenue Secretariat Page 2.

Serial No

under Section 48 providing for the regulation and inspection of markets as those that are framed now are not complete and simply provide for the levy of ground rent on a special occasion.

5) Submitted with a draft-letter to the D C Shimoga Dist:-

1 Encl 12/5/42 Rly 13/5

6) Pl. send up a copy of the Town Municipal Shikarpur bye-laws regd. to levy of ground rent.

15/5/42

A copy of the Markets bye-laws of the Shikarpur Town Municipality as sent up

1 Encl 16/5 SG

7) To peruse & submit draft letter

Lawsey 18/5/42

GOVT OF MYSORE SECY'S DEPT 4495 19 MAY 1942

8) Call for information whether it is a Municipal Corporation & why bye laws as suggested may not be framed

CC 19-5-42

Lawsey

9) Subs with draft letter for addl

CC 5/6

10) Issue D/L

17/6/42

TYPIC SECT 18 JUNE 1942 GEN & FFL SECTT

Levy of ground rent in Shikarpur municipal ct 3

General and Revenue Secretariat

ML File No 711 of 194 4 / 6159 [App F III-2

Serial No	
	To
	The D C Shimoga Dist
	No L 11805 dt 22-6-42
	Issues certain instructions
Sus	and calls for a report
Tem 21/9	
11/25	
	Letter no H 3 C 2849/41-42 dated 21-9-42
Rx mbs	from the Deputy Commissioner, Shimoga
40 28/9	Dist furnishing further information
	in the matter
	1) The Deputy Comr Shimoga Dist
	has reported that
	(1) Sri Hutchuraya Swamy Temple
	at Shikarpur is a Major Muzrai Insti-
	tution
	(2) The Rathotsavam is conducted
	under the control of the Muzrai Dept
	(3) The Shops and Stalls that gather
	for the occasion remain in the
	Municipal Market area for about
	a month at the time of the Ratha
	Thsovam and the entire realisations
	that accrue therefrom are credited
	in full to the Municipal Funds
	(4) As the bye-laws now in force in
	the Municipality apply to the levy of cess on the

NOTE—Cont Sheet

WD 041 5—GPB—55 000—23 10 41

Bye-laws for the levy of ground rent-
1904 on shops in the Shikarpur Town Muplg-

ML File No. 111 of 194 / | General and Revenue Secretariat

Serial No

Commodities that are brought for sale at the Shandy, separate bye-laws as proposed, are necessary for the levy of ground rent during the Fairs.

12) As the bye-laws require that all shops during the Fairs should be located within the Municipal market (vide bye-law no 1) and that shops located on the premises of the temples on car-festival days shall pay the prescribed ground rent to the Municipality, the Municipal Council may perhaps be consulted to favour Govt with their remarks on the proposed bye-laws

13) A - with be done, if approved

31.10.42

Laws 26/10/42

SEC'Y LAW DEPT (MYS) 12 GOVT OF MYSORE

Secy 1-11-42

UO.10307/11-11-42

14) Forwarded unofficially with compliments to the Municipal Commissioner in Mysore for favour of opinion on the proposals of the Shikarpur Municipal Council in regard to the levy of ground-rent as suggested above.

By order

Assistant Secretary

Secy to Govt

Law Dept

OFFICE OF THE REVENUE COMMISSIONER MYSORE * BANGALORE * No. 11 NOV 1942

7062 NN

C752/42 43 12 NOV

Serial No ms-936/43 44 no file

15) Returned with compliments

SECY LAW DEPT 1817 '43 * GOVT OF MYSORE *

The jatra that is being held at Shikarpur is in connection with Sri Hutcharayaswami Temple, a major Muzrai institution This jatra is one of those notified for management by Muzrai Officers, from the year 1938 (vide Notification No L 9097/I B 35-37-3 dated 3rd May 1938)

16) The Deputy Commissioner, who was consulted, recommends that orders of Government may be obtained to take over the management of the jatra to Government, in the Muzrai Department, and, to levy the taxes at rates to be fixed by Government, and, to pay 20% of the collections to the Municipality, to meet the cost of sanitary and lighting arrangements they make during the jatras, and, to credit the balance to the temple funds (vide copy of letter No Muz 1211/42 dated 22nd October 1943, enclosed herewith, for perusal) I agree with the Deputy Commissioner's present recommendation, and request that the bye-laws framed by the Town Municipality, for the levy of ground rents on shops, etc , during the jatra of the temple, may be sanctioned, subject to the condition that the prescribed percentage of collections is credited to the temple funds, as suggested by him

17) As regards the arrears of contribution due to the temple by the Town Municipality, 80% of the jatra collections may be ordered to be credited to the temple funds

NOTE—Contn Sheet

WD 0417 -GPB—30 000—8 9 86

Management of Hutkeshwar Jatra at Shivkarpur

File No | of 193 | General and Revenue Secretariat

Serial No

from out of the Municipal funds, from the year 1937-38, i e , the year from which the management of the jatra was ordered to be taken over by the Muzrai Officers, as recommended by the Deputy Commissioner It is reported that a sum of Rs 89-4-0 only has been collected as jatra collections by the Municipality, in the aggregate for the last five years, i e , from 1937-38 to 1941-42

13-12-1943

M Deshadev
Muzrai Commissioner

15/12/43

15/12/43

18) These papers relate to the ~~proposed~~ bye-laws framed by the Shivkarpur Town Municipal Council for the levy of ground rent and tax on shops during the Jatra of Hutcharaya Swamy Temple at the place It is seen from the records that Hutcharaya Swamy temple is a Muzrai institution and the Jatra referred to should be conducted by the Muzrai Dept in accordance with notification no L 9097/L B35-37-3 dated 3rd May 1938. The Shandy fees are at present levied and recovered by the

Flag F

by the Sankarapuri Town Municipal Council
The Muzrai Commissioner who was con-
sulted in the matter is of the opinion
that the management of the Jatra may be
taken over by the officers of the Muzrai Dept-
He has further recommended that 20% of the
Collections realised by the levy of taxes and rates
during the Jatra may be paid to the Munici-
pal Council to meet the cost of Sanitary
and lighting ~~charges~~ arrangements they make
during the function

1941- it is reported that a sum of
Rs 89-4-0 only has been collected by the Muni
cipality as Jatra Collections from the year 1937-38
~~to~~ When the management of the Jatra was ordered
to be taken over by the Muzrai officers, and
the Muzrai Comm has suggested that 80% of
these collections may be ordered to be
credited to the temple funds by the Muni-
cipality as the Jatra was ordered to
be conducted by the Muzrai officers
In the absence of the ~~reports~~ ~~enclosed~~
~~Show~~ the efforts of the Muzrai officers to take
over the management of the Jatra, the Muni
cipal Council have conducted the Jatra during
the previous years and it is not known to
what expenditure they have incurred for
conducting the Jatra, ~~as~~ the amount-

realised during the years 1937-38 to 41-42 is only Rs 89-4-0 or about Rs 23 per year

In view of the poor realisations and the negligence of the Mujra officers in taking over the management of the Jatra, there is perhaps no reason to require the Municipal Council to pay up ~~the~~ 80% of the collections realised in the previous years This is for orders

20) The recommendation of the Mujra Court to hand over the management of the Jatra to the Mujra officers subject to the condition that they should pay 20% of the realisations to the municipal council towards the cost of Sanitary and lighting arrangements may perhaps be approved ~~after consulting the~~ Mujra Section

21) As the Jatra has to be managed by the Mujra officers in accordance with notification dated 3-5-38, further action has to be taken in the Mujra Branch and this will, if approved, be transferred to that branch.

(22) The file will be transferred to the Mujra Branch for further action Thus 4 2 41

Having regard to the very poor realisations during five years, the question of creating ~~80~~ 20% of the realisations to the Mujra Institute need not perhaps be pressed, as the ryots must have spent more than Rs 1809 GPB—60 000—26 1 43 Sanitation etc during the Jatras every year

Law dept for 4 years

(24) Under leg. (23) 5-2

SECY LAD 75-37 GOVT OF MY
5 FEE

Shri Hutchesaya swamy Temple jatra at Sherasipur.

3282/R

(25) The Progress Commissioners proposals to take over the management of the jatra from the Municipality 20% of the gross receipts as charges for meeting Sanitary charges would seem to be high as the Municipality has already been allowed to the extent of 15% as per Govt Resolution No 1538 dated 4-2-38

(26) As regards previous years, as the collections are low, the claim if any pending may be waived by Govt

Addl Secy

2069
5/2

5/2

(27) The Secretary was pleased to direct that the following points require further examination

(a) Whether it is desirable to continue the arrangement by which the Municipality concerned recovers tax or ground rent during the jatra which is proposed to be taken under Govt management through the Mukteesar Department

(b) Whether there would not be practical difficulties to have a check over and a proper account of the monies collected through the Municipal agency during the jatra

(c) Whether there is no land belonging to the [redacted]ple situated in its neighbourhood which can be used as jatra ground and whether the holding of the jatra in the Municipal Bhandy grounds would not cause any inconvenience for [illegible]

the Shandy during the jatra period

(d) If ground rent is to be levied by the Muzrai Department under what rule or law can such levy be made

(e) Whether there are any precedents similar to the present case

(28) The matter was discussed informally with the concerned Official of the Muzrai Commissioner's office One similar case mentioned relates to the jatra held at Ranganad in connection with the Car festival of Shri Shrikanteshwaraswamy Temple there As the jatra is held inside the municipal area and as no temple land is available, Govt directed in their order No L 7380-2/ Ml 187-35-2, dated the 28th March 1936, that the right of collection of ground rent during the jatra be leased out by the Muz Deptt to the Ranganad Ml Council for a period of ten year on payment of a sum of Rs 120/- per annum subject to reversion at the end of the said period

(29) From the Amildar's report dated the 30th September 1943 it is seen that during the jatra, shops are not only put up in the shandy grounds but also near the temple It seems that most of these shops however are located in the shandy grounds, and that no land belonging to the temple, if any, is situated in the neighbourhood Information on this point may perhaps be obtained from the local Officers if necessary

(30) Reference is invited to Govt Proceedings No 613-17, dated the 2nd April 1888, wherein it is held that the levy of

fees on the traders who assembled during a jatra for purpose of trade may be treated as rent for the use of ground On this analogy ground rent may perhaps be levied by the Mudrai Deptt But as the jatra is held, in the present case, in the market place under the control of the Municipality, the right to levy ground rent may be leased out for a definite period, as in the case of the jatra at Ranjangud, by the Mud Deptt to the Municipal for a reasonable amount which may be fixed on the basis of the past realisations

(31) The M e may perhaps be consulted again un-officially regarding the points raised by the Secretary ...c

(32) Subd for orders

(33) [illegible] 16/2

(34) For favour of further remarks with refce to paras 27—30

Mug Commr) K Srinivasa
We 17 2 44

936/43-44 dated 18-8-44 file | Encls Two proceedings Secretary and two for proceedings Dy M'ce Shimoga.
Returned with compliments

(35) On further consideration I think, though the jatra is held under the auspices of the temple, it is desirable to entrust the collection work to the Municipality, as the jatra ground belongs to the Municipality and there is no provision to the levy of ground rent by the Mudrai Department on land belonging to the Municipality.

(36) The temple does not own any ground in its vicinity, for holding the jatra As the shandy malgan

re the management of Shri Kutcheerayaswamy jatra at Shikarpur

3282/R

Continuation Sheet — File No / Current No — of — Page 12

maidan is spacious, no inconvenience is caused to the holding of the regular shandy also.

(34) I would, therefore, suggest that the right to levy ground rent on shops, etc., may be leased out, as in the case of the jatra of the Sri Srikanteswaraswamy Temple at Nanjangud (vide G O No L 7380-2/M1 187-35-2 dated 28th March 1936) to the Municipality, Shikarpur, for a definite period

Dated 18th August'44

Mazrai Commissioner

18/8/44

(35) Submitted for orders with reference to paras 34-37 supra.

(39) The revised proposal may be agreed to [illegible]

Gen. Sec.

(40) The proposal of the Dy Commr in para 37 may be approved. Reasons The terms of the lease etc. will be fixed by him in consultation with the local municipality

Dy Sec to Govt Rev Dept

26/8/44

Law Secy

31/8/44

(41) [illegible]

(42) 2448 (R&S)

(43) 20-9-44

OFFICE OF THE MINISTER FOR L S G & P. H
Date 11 9 44
No 1800

SECY. TO GOVT

(44)

Re the management of Shri Hutcharayaswamy gatra at Shikarpur

Continuation Sheet Mysr | File No 3282/R / Current No- | of 237 1/L | Page 13

237 1/L

(44) The file, viz, ~ now transferred to the L S G Branch for the issue of orders as in the case of the lands at Nanjangud (Vide G O No L 7380-2/Ml 187-35-2, dated 28-3-36) Refe para 39 supra

L S G Br)

3/10/11

Submitted with draft for approval (Ref: para 40 Supra)

6/10

A draft for registration in accordance with the orders above

21-10-11

Submitted with draft proceedings (Survey) -

23/10

24/10/11

25-10-11

25/10/11

SECY-LAW-DEPT 3355 GOVT OF MYSORE

1st L 44 64-6 & 6 11 44

issues certain instructions

B

15/11

Contents Set

File No.

Current No.

6159/1- 1 C/-

GOVERNMENT OF MYSORE

15 APR 1942

Telegraphic Address

OFFICE OF the Deputy Commissioner,
Shimoga District,
Shimoga,

No M 3 C 2849/41-42
Encls Records

Date 14th April 1942

111-41-91

To

The Secretary to Government of His
Highness the Maharaja of Mysore,
Law Department, Bangalore

SECY LAW DEPT 15 APR 42 GOVT OF MYSORE

Sir,

Subject - Draft Bye-laws for the levy of ground rent on shops - in the Shikaripur Town Municipality

I have the honour to state that the draft bye-laws framed for the levy of ground rent on shops to be located in Shikaripur Town during the Jatra to be held in connection with the car festival of Sri Kucharayaswami in Shikaripur Town, were published locally, calling for objections or suggestions from the public as required in section 48 (2) of the Town Municipalities Act 1933

2 The Municipal Council have resolved in their meeting held on 27-2-42 that the bye-laws in question might be forwarded to Government for according their sanction, as no objection was received within the prescribed time A copy of the resolution of the council is enclosed

3 The President of the Municipality has requested that the bye-laws may be sanctioned

4 In these circumstances, I request that sanction of Government may kindly be obtained to the aforesaid bye-laws framed by the Town Municipal Council, Shikaripur

5 The connected records bearing on the subject are forwarded herewith

herewith for favour of reference and return when done with.

I have the honour to be,
Sir,
Your most obedient servant,

Navaneeth

Deputy Commissioner,
Shimoga District

Appendix F G—1]

SUBJECT

16

Diary No of letter replied to

General and Revenue Secretariat

( )

the *193*

Date of issue 22/6/42

Signed by

List of enclosures

Copied by

Examined by

Section M4

File No 111-41

Serial No 92

No L. 11805 with record

To

The D C Shimoga

Sir

With reference to your letter no M3 C 2845 dated 14 4 42 requesting sanction to the bylaws framed by the Sahukar Anjuman Committee for the levy of pound rent on sheep during the Hutchu Raya Swamy Jatra at the place, I am directed to enquire whether the said institution is a Trust and, how long is the said Jatra being held and under whose control, whether fees are not

being received all along & whether
the realizations in full are credited
to the municipal funds
It may be kindly stated if market
bye laws under sec 49 of the Town Vills Act
1933 have not been framed & are not in
force in this city and if such bye laws are
force, whether it is possible
to levy fees during the period on
scale prescribed therein on a weekly or daily bases
for the stalls to be kept in the market area during the period
instead of framing separate bye laws for this purpose
Records accompanying for report
thereon
In case the market bye laws have not been
framed, they may be got framed on the
basis of those in force in the Trivandrum Town
Vills - Stalls for which application may
be presented forthwith

Forwarded
for
[illegible]
Law Officer

L 11805 with the xerox

Rev 111/21-92

22nd June 1942

Law Department

The Deputy Commissioner,
Shimoga District Shimoga

Sir,

With reference to your letter No 43-C 2849/41-42 dated 14th April 1942 requesting sanction to the bylaws framed by the Shikaripur Town Municipal Council for the levy of ground rent on shops during Sri Hutcharayaswami Jatra at the place I am directed to enquire whether the said institution is a mazri one, how long is the said jatra being held and under whose control whether fees are not being recovered all along and whether the realizations in full are credited to the municipal funds

It may be kindly stated if market bylaws under section 46 of the Town Municipalities Act 1933 have not been framed and are not in force in this municipality and if such by-laws are in force, whether it is not possible to levy fees during the jatra with scale prescribed therein on a weekly or daily basis for the stalls to be kept in the market area, during the jatra period instead of framing separate bylaws for the purpose

Records accompany for reference and retransmission

In case market bylaws have not been framed they may now be got framed on the basis of those in force in the Arasikere Town Municipality and submitted for sanction of Government after observing the prescribed formalities

I have the honor to be,
Sir
Your most obedient servant,

Secretary to Government,
Law Department

Mk

GOVERNMENT OF MYSORE 1904 19

Telegraphic Address

OFFICE OF
The Deputy Commissioner,
Shimoga District,
Shimoga,
Date 21st September 1942

No M.3 C 2849/41-42
Encls Records

To

The Secretary
to the Government of His Highness the Maharaja of Mysore,
Law Department,
Bangalore

SECY LAW DEPT 22 JUN 42 GOVT OF MYSORE

Subject - Draft Bye-laws - for the levy of ground-rent on shops - in the Shikaripur Town Municipality

****

With reference to your letter No L 11805/ML 111-41-42 dated 22nd June 1942 and subsequent reminder letter No L 2610 dated 4th September 1942 on the above subject, I have the honour to forward herewith in original, report No M C 150/41-42 dated 4th July 1942, received from the President, Town Municipal Council, Shikaripur, in the matter and to state as follows -

It is reported that Sri Hutcharayaswami Temple at Shikaripur is a Major Muzrai Institution and that the Jatra at the place is being held annually, in the name of the said deity from a long time The Rathotsavam and other ceremonies connected with the Jatra are conducted under the control of the Muzrai Department for a period of two days It is stated that the shops and stalls that gather for the occasion, remain for about a month in the market area - area set apart for holding the Weekly Market in the place The President reports that fees are levied and recovered during the Jatra by the Municipality since the year 1919 and that the entire realisations accrued therefrom are credited in full to the Municipal Funds

The Municipal President adds that the Market Bye-laws which are in force in this Municipality apply only to the levy of tax on the commodities that are brought for sale at the Shandy He states that separate Bye-laws are necessary for the levy of ground-rent on several shops and stalls that are put up during the Jatra referred to above

The

The connected records received with your letter under advertance are retransmitted herewith for favour of kind reference

I have the honour to be,
Sir,
Your most obedient servant,

For Deputy Commissioner,
Shimoga District

G V /

GOVERNMENT OF MYSORE

Telegraphic Address

OFFICE OF

2-1

No Muz.C. 1211-204/42.
Encls

The Deputy Commissioner,
Shimoga District,
Shimoga,

Date 26th December 1942.

To

The Muzrai Commissioner in Mysore,
Bangalore.

Subject - Draft bye-laws for the levy of the ground rent on shops in the - Shikaripur Municipality - in connection with the Jatra of Sri Hutcharayaswami.

Sir,

With reference to your No C. 782/42 dated 19-11-1942 on the above subject, I have the honour to state that the Amildar, Shikaripur reports that 80 per cent of the Jatra collections is not being credited to the temple funds by the Municipality and that the Municipality is managing the Jatra as before contrary to Government Order No. L. 9097/L B.35-37-3 dated 3-5-38

As regards the management of the jatra by the Muzrai Officers the Amildar reports that there is no suitable place for the location of the shops etc., near the temple, and hence the shops are being located in the Shandy Maidan belonging to the Municipality and that till facilities are created, the management of the jatra may be continued as heretofore.

It is further reported that only a sum of Rs 89-4-0 has been collected as jatra collections by the Municipality in the aggregate for the last five years (37-38 to 41-42) as noted below and that 80 per cent of this has to be got credited to the Temple funds.

37-38	Rs 9-13-0
38-39	Rs 6- 1-0
39-40	Rs 6- 1-0
40-41	Rs 23- 4-0
41-42	Rs 42- 1-0
Total	Rs 89- 4-0

I therefore request that orders of Government may kindly be

obtained

obtainedfor adjustment of 80 per cent of the above collecti
to the Institution funds from 37-38 till the end of 41-42.

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Shimoga Dist ict.

24/12

C F No 145]

GOVERNMENT OF MYSORE

Telegram / phone

OFFICE OF
The Deputy Commissioner,
Shimoga District.
Shimoga
Date 22nd October 1943

No Muz.1211/42
Encls

To

The Muzrai Commissioner in Mysore,
Bangalore

Sir

Holding of Jatras at the instance of Muzrai Institutions - Levy of ground rent and tax on shops - revision of Bye-laws of Shikarpur Town Municipal Council

With reference to your letter No.C752/42-43 dated 25th January 1943, calling for certain particulars regarding the above subject, I have the honour to state that it is reported by the Amildar, Shikarpur, that the Jatra of Sri Hutcharaya Swamy temple is being held in the - Shandy maidan formed by the Municipality The Jatra continues for nearly a month and the Municipality is collecting taxes and rates since 1919 As to why the Muzrai Officers have failed to take the management of the Jatra into their hands in pursuance of the G O No L 9097/L B 35-37-3 i e 3rd May 1938, the Amildar reports that it is not possible to explain at this distance of time as to why the management of the Jatra was not taken to Government Management He states that the existence of the Government Order under reference might not have been noticed either by the Taluk or Municipal authorities This may perhaps be due to the fact that the Jatra is held on the land belonging to the Municipality and that the temple has no lands belonging to it for the purpose I, therefore, recommend that orders of Government may kindly be obtained to take over the management of the Jatra - to Government in the Muzrai Department and to levy the taxes at rates to be fixed by Government and to pay 20% of the collections to the - Municipality to meet the cost of sanitary and lighting arrangements they make during the Jatras and to credit the balance to the temple funds.

2 The institution of Sri Hutcharaya Swami, Shikarpur has meagre resources It would go a long way towards the improvement of its -

finances, if the arrears of contribution payable by the Municipality are ordered to be adjusted to the temple funds I therefore recommend that ~~the~~ a portion of the collections from 37-38 the year from which the management of the Jatras was ordered to be taken over by Muzrai Officers may be ordered to be credited to the temple funds from the out of the municipal funds

3 The connected records are enclosed for kind reference.

I have the honour to be,
Sir,
Your most obedient servant,

For Deputy Commissioner,
Shimoga District.

KRR/2

G R S App F VI—G 2]

SUBJECT

2371/1-2-6

Diary No of letter replied to

General and Revenue Secretariat

( )

the *194*

Section M

File No 111-41

Serial No 156

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 6-11- 1944

Signed by mar. Q.R Rao

Read— Correspondence ending with letter No M3C 2849/41-42 dt 21 9 42 from the Dc., Shimoga Dist, submitting for sanction the draft bye-laws framed by the Shikarpur Town Municipal Council under Section 48(1)(a) of the Bombay Municipalities Act, 1933, for the levy & collection of ground rent at the rate prescribed therein on shops & stalls during Jatras & other festivals & in connection with Sri Hulichandraya Swamy Temple at Shikarpur

2) Do No M5-936/43-44 dated 18/10/44 from the Dist. Magt. on the subject.

May this be—

(i) printed ?

(ii) treated as a Standing Order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(iv) published in the Gazette Kannada Part ?

Order thereon—No

HBS (Statements) 2/11/44

Order No — L4464-6/76 11/44

1) The Kutchi Raya Swami Temple at Shirkazhi is a major Muzrai institution. The temple does not own any ground in its vicinity for holding the Jatra which is therefore held every year in the adjacent Shandy maidan belonging to the Govt. Cl.

2) The Commissioner, Hindu Religious Endowments, Madras, consulted in the matter, has stated that, though the Jatra is held under the auspices of the temple (Muzrai department), the profit of the collection of the ground rents on the shops, etc during the Jatra may be leased out to the highest bidder and, as agreed to the draft bye-laws framed in this behalf by the Govt being approved

3) In the circumstances, the bye-laws in question and the levy of ground rents at the rates proposed therein are

List of Enclosures

Framed by

Examined by

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

(2) A copy of the lease is attached to this order.

(3) I direct that the right of collection of the ground rent in question be leased out by the Treasury to the Chairman for a specified number of years on payment of a particular sum every year from the temple, subject to renegotiation at the end of that period.

(4) The Revenue Commissioners is requested to submit in consultation with the Director of Survey further proposals on the above points.

Sgd.

cc 25-10-48

Sec LTgh. Ls sept 26/10

2 – The Revenue Commissioners ✓ ✓
" Dr Shivaraja Dikshitar ✓
" Comptroller ✓

Copy to Revenue Board

WD 03697—GPB—30 000—2 2 46

EJ

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

Read -

Correspondence ending with letter No.MB.C.2649/41-42 dated 21st September 1942 from the Deputy Commissioner, Shimoga District submitting for sanction the draft byelaws framed by the Shikaripur Town Municipal Council under section 48 (1) (a) of the Mysore Town Municipalities Act 1933 for the levy and collection of ground rent at the rate prescribed therein on shops and other shows during jatras and other festivals held in connection with Sri Hutcharaya swamy temple at Shikaripur.

2. D.O. No.M5-936/43-44 dated 16th August 1944 from the Municipal Commissioner on the subject.

ORDER No. L4464-6/Rnl III-41-156

Dated, Bangalore, 6-Nov 1944.

1) Sri Hutcharayaswami temple at Shikaripur is a major Muzrai Institution. The temple does not own any ground in its vicinity for holding the jatra which is therefore held every year in the adjacent Sandy maidan belonging to the Municipal Council. The Muzrai Commissioner who was consulted in the matter has stated that though the jatra is held under the auspices of the temple (Muzrai Department) the right of the collection of the ground rent on the shops etc., during the jatra may be leased out to the Municipal Council and he has agreed to the draft bye-laws framed in this behalf by the Municipal Council being approved.

2) In the circumstances stated the bye-laws in question and the levy of ground rent at the rates proposed therein are sanctioned. A copy of the byelaws is approved appended to this order.

3) Government direct that the right of collection of the ground rent in question be leased out by the Muzrai Department to the Shikaripur Town Municipal Council for a specified number of years on payment of a particular sum every year to the temple, subject to revision at the end of that period. The Muzrai Commissioner is requested to submit in consultation with the Deputy Commissioner, Shimoga District, further proposals on the above points.

To

The Muzrai Commissioner in Mysore
The Deputy Commissioner, Shimoga Dt.w/r.
The Comptroller to Government.

for Secretary to Government,
Law Department.

OFFICE OF THE PRESIDENT, TOWN MUNICIPAL COUNCIL SIRKARPUR.

Bye-laws framed under Section 46(n) of the Mysore Town Municipalities Act VIII of 1933, for the levy of ground rent on the shops located at the time of Sri Bucharayaswami Jatra which comes off in the month of "Chaitra" every year in this Town.

1. All shops put up for the Jatra shall be located in the Municipal Market area

2. The shop-keepers shall pay the ground-rent as shown in the schedule apperded hereto.

3. The schedule fee in full will be levied on the shops whose owners come from outside the town and half on those, whose owners are the residents of this town.

4. Shops located in the premises of the temple on car-festival days shall also be bound to pay the prescribed ground-rent.

5. The Municipal Council shall appoint a Committee every year from among its Councillors, not more than five number, to fix the class of shops for the collection of ground-rent and the same shall be levied and recovered as per the decision of the Committee. The Committee has no power to alter the schedule rates under any circumstances.

6. No shop shall be located in any place other than the place fixed for this purpose without the written permission of the President or the Vice President.

7. In case any shop-keeper fails to pay the ground-rent levied on him, the President may order the distraint of his movables appertaining to the amount of ground-rent so levied and dispose of the same in public auction.

8. Every person who shall commit any breach of the foregoing bye-laws shall, on conviction before a Magistrate, be liable to a fine not exceeding Rs.25.

***

SCHEDULE OF RATES OF GROUND-RENT TO BE LEVIED AS PLATE OF GROUND-RENT PER DAY FOR EACH CLASS OF SHOPS.

***

Sl.No.	Name of shops.	I Class			II Class			III Class	
		Rs.	a.	p.	Rs.	a.	p.	Rs.	a.
1.	Cloth and blanket shops.	3	0	0	2	0	0	1	0
2.	Shops containing stitched clothes.	2	0	0	1	0	0	0	8
3.	Shops containing copper and bronze vessels, etc.	4	0	0	3	0	0	2	0
4.	Food stuffs shops (Rice and other Provisions).	4	0	0	3	0	0	2	0
5.	Sweetmeat shops.	2	0	0	1	0	0	0	8
6.	Iron shops.	2	0	0	1	0	0	0	8
7.	Stationery shops including glass articles etc..	3	0	0	2	0	0	1	0
8.	Hotels for boarding.	2	0	0	1	0	0		
9.	Coffee clubs.	3	0	0	2	0	0		
10.	Fancie shops.	1	0	0	0	8	0		
11.	Needles, etc, shops.	1	0	0	0	8	0		
12.	Cocoanut shops.	1	0	0	0	8	0		
13.	Plantains, camphor, etc., shops.	0	8	0	0	4	0		
14.	Manager shops tented	1	0	0	0	8	0		
15.	Manager shops not tented.	0	8	0	0	4	0		
16.	Melons shops.	1	0	0	0	8	0		
17.	Medar shops selling brackets, etc.	1	0	0	0	8	0	0	4
18.	Grinding stone shops.	1	0	0	0	8	0		
19.	Mat shops	1	0	0	0	8	0		
20.	Mandakki shops.	1	0	0	0	8	0		
21.	Footware shops	2	0	0	1	0	0		
22.	Vibhuti shops.	1	0	0	0	8	0		
23.	Wooden article shops.	2	0	0	1	0	0	0	8
24.	Earthen vessel shops.	2	0	0	1	0	0		
25.	Cool drinks shops.	2	0	0	1	0	0		
26.	Jewellery shops.	5	0	0	4	0	0	3	0

***

HSSV/4.

Sd/- M Lakshmana
for Secretary to Government, Law Department